

REMARKS

Claims 4/1 and 4/3 were objected to because of informalities in claim 4. Claim 4 has been amended appropriately herein to obviate the objection without changing the scope or meaning of the claim. The amendment was made solely to correct a typographical error in otherwise clear and unambiguous claim language and was not made for any purpose related to patentability.

Claims 1, 3, 4/1, 4/3, 6/1 and 6/3 were rejected under the judicially created doctrine of obviousness-type double patenting over claims 9-16 of U.S. Patent No. 6,845,217 in view of Applicant's admitted prior art ("AAPA"). A terminal disclaimer in compliance with 37 CFR § 1.321(c) is enclosed herewith to overcome the rejection.

Claims 5/1 and 5/3 were rejected under 35 U.S.C. 103(a) over claims 9-16 of U.S. Patent No. 6,845,217 in view of AAPA and in further view of U.S. Patent No. 4,319,125 to Prince. Applicant believes that the Examiner intended to reject claims 5/1 and 5/3 under the judicially created doctrine of obviousness-type double patenting, and *not* 35 U.S.C. 103(a) as stated. Therefore, the rejection is treated herein as being based upon the judicially created doctrine of obviousness-type double patenting. Accordingly, the rejection has been overcome by the enclosed terminal disclaimer mentioned above.

In light of the foregoing, it is respectfully submitted that the present application is in a condition for allowance and notice to that effect is hereby requested. If it is determined that the application is not in a condition for allowance, the Examiner is invited to initiate a telephone interview with the undersigned attorney to expedite prosecution of the present application.

Appln. No. 10/643,218
Amdt. dated April 17, 2006
Reply to Office Action dated January 18, 2006

If there are any additional fees resulting from this communication, please charge same
to our Deposit Account No. 16-0820, our Order No. 33476US2.

Respectfully submitted,

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